



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ROHDE, et al. )  
Serial No. 09/700,349 )  
Filed: March 16, 2001 )  
For: METHOD FOR PRODUCING )  
PLANTS HAVING AN )  
INCREASED TOLERANCE )  
AGAINST DROUGHT )  
AND/OR FUNGAL ATTACK )  
AND/OR INCREASED SALT )  
CONCENTRATIONS AND/OR )  
EXTREME TEMPERATURE )  
BY THE EXPRESSION OF )  
PLASMODESMATA- )  
LOCALIZED PROTEINS )

Certificate of Mailing Under  
37 C.F.R. § 1.8

I hereby certify that this paper and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

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By: *Karyn F. Massie*  
Karyn F. Massie  
9/30/03

Art Unit: 1638  
Examiner: Anne R. Kubelik, Ph.D.

Void date: 10/06/2003 SSITHIB1  
10/06/2003 SSITHIB1 00000118 502212 09700349  
01 FC:2401 165.00 CR  
10/06/2003 SSITHIB1 00000118 502212 09700349  
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NOTICE OF APPEAL

Director of Patents  
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Sir:


Applicants hereby appeal from the Examiner's Action mailed July 2, 2003, finally rejecting claims 28-37.

10/06/2003 SSITHIB1 00000161 502212 09700349  
01 FC:2401 160.00 DA  
70047689v1

Pursuant to 37 C.F.R. 1.17(b), the fee for filing the Notice of Appeal is \$165.00 (Small Entity). An authorization to debit our deposit account in the amount of \$165.00, is filed concurrently herewith.

If this fee is incorrect or if any additional fees are due, the Commissioner is hereby authorized to charge our Deposit Account No. 50-2212, Order No. 009848-0276439 for any additional fee that may be required. This Notice of Appeal is being filed in triplicate.

Respectfully submitted,  
PILLSBURY WINTHROP LLP

By   
Donna O. Perdue, Ph.D.  
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Dated: September 30, 2003

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